Tell of Profane Language Alleged to Have Been Anplied by Guardsmen.

## WIFE OF STRIKER ADDS TO TESTIMONY

RINIDAD, Colo., Feb. 26.-The conduct of the militia during the Colorado coal strike, in which charges of unnecessary harshness on the part of the guardsmen was alloged, came up for consideration before the congressional subcommittee at today's session.

Miss Helen Bay, a school teacher, testified that on the occasion of an elleged quarrel on December 31, she had heard a soldier use profune lan-

Says General Kicked Her.

Sarah Slater, a 16 year old school girl, said she was kicked by general Chase when the general was trying to clear the streets on the occasion of the women's parade. She declared she saw general Chase Iali from his herse and later heard him give an order, "Ride down the women."

She said a militiaman tried to bit her with his saier, but hit a telephone pole. She declared that she saw four them afrest two women. Snys General Eicked Her.

Chase. General Chase he said, when he learned the girl's age, sent to the jail and brought her to military head-quarters, later torning her over to her lather without bond.

missibility of testimony regarding the labor conditions in nevspaper offices, and representative Austin caused a laugh by remarking:

"Gentlemen, if we once start investigating the atterneys in this case, we'll never set back to Washington."

The committee ordered the references to ladge Mellendrie stricken from the records.

Mirs. Stella Hayes of Trinidad, wife of a striker, testified regarding the parade of women on January 22. She said when the militia cleared the streets she was pushing a baby carsing when the millia cleared the sirects she was pushing a baby carriage and trying to keep out of the way of the soldiers. A soldier's horse struck the baby buggy, she testified, and the soldier said: "If you don't want your baby killed you'd better leave it at home. She quoted profane language which she said was used by the guardsweet.

Capt. Danks Makes Protest. Capt. Danks Makes Protest.
The witness was cross examined by Capt. Danks, who asked if she had made any complaint to Gen. Chase. "I dent know Gen. Chase and don't want to," replied Mrs. Hayes,
Capt. Danks made a formal protest against the admission of evidence on "these little police egurt matters" relating to the militia. He distance that such testimony was tredevant and the

Gen, Chase Will Testify, At the end of Blaters testimony, Capt Danks said that Gen Chase would appear before the investigation was

T want to ask him about kicking remarked representative

David Hammond, a miner who went (Continued on Page 7 Column 4.)

# VILLA DEPARTS SOUTH HURRIEDLY IN SPECIAL TRAIN BE

AKING with him a carload of ammunition and the members of his staff, Pancho Villa left Juarez on a special train early Friday morning for Chihuahua to resume command of the preparations for the march on Torreon. He will teach the state capital tonight and will remain there two or three days, according to statements made

So unexpectedly did he leave, that there was no opportunity to get from his own lips the story of the execution of William S. Benton, British subject, who "bearded the lion in his den" Tuesday afternoon by telling Villa that he and his men were a crew of robbers.

Juarez is now under the command of Col. Fidel Avila. Federico Gonzales Garza is legal adviser to the colonel. Garza is the man who is reported to have sat as president of the court that ordered the execution of Benton.

Court of Appeals Decision Has No Bearing on Title to Property.

## PROPERTY STAYS

men agreet two women.

"I suid, Shame; does it take four man to agreet two women? How many would it take to agreet a man?" At that one of the soldiers brought the butt of his gun down on my foot. It hard no it couldn't walk.

Threatens with Hayenet.

"I saw a militiannan threaten to stick a woman with his bayonet because she wouldn't walk fast enough to suit him. She was carrying a baby about three years old."

The wirl said she was agreeted by the soldiers and placed in a flithy bell, and kept prisoner for about xix hours.

Captain Danks cross examined the witness. The admitted that she had "talked back" to the soldiers, but insisted that she had had smple provesalish.

Prophing for a mantice by paragraph.

The decision of the higher court.

The girl said she was arrested by the soldiers and placed in a flithy cell, and kept prisoner for about six hours. Captain Danks cross examined the witness. Ohe admitted that she had "talked back" to the soldiers, but insisted that she had had ample provocation.

Reallying to a question by representative Byrnes, she declared that general Chase kicked her in the chest, but that she was not hurt by the general's foot, which was in the silvap.

Father latereded for Girl.

Attorneys for the United Mino workstrand the girls father, George Sinter. He told of leatuing of his danghier's arrest and of securing her release by interceding with general Chase. General Chase, he said, when he learned the girls age, sent to the jail and brought her to military headover after the final settlement of the suit. The government can take the property at any time."

The suit itself involves property

guarters, later turning her over to her father without bond.

Printer Tells of Rifles.

Alfred L. Whenler, a printer, testified that in Getober, 1913, he had seen several cases of rifles in the office of a Trinidad newspaper.

On cross examination by judge J. G. Northcutt, the winess admitted that he was not certain that judge Northcutt and district judge A. W. McFlendrie were partners at the time he said he saw the arms in the newspaper office, in which are located the law offices of judge Northcutt.

Alleges Militianma Was Profase.

There was a wrangle over the admissibility of testimony regarding the labor conditions in neyspaper offices, and representative Austin caused a laugh by remarking: purposes, constituting in effect an easement. The conditions the plain-tilfus claimed, had been violated by the railrond company. The railroad company are railroad company depled that it had used the land or any other purpose than railroad ourposes, stating that it had taid its racks and built its depot on the prop-rty in 1881. The railroad tompany erty in 1881. The failroad company averred that had used the land for 10

years.

Aler the suit was instituted by the plaintiffs, the late W. W. Mills and wife and the heirs of J. P. Hiague intervened, claiming an undivided one-eighth of the property not claimed by the plaintiffs. In the trial of the case in the district court, Judgment was awarded to the defendant company for all the land, including a one-eighth that the railrond company was found to own in the first place.

As to the interveners, the higher court reformed the decision of the lower or court to the extent that the Mills estate and the heirs of Hague were given title to the one-eighth chaimed. The railroad company was siven the right to use this property for railroad purposes but upon the cessation of that use the property is to revert to the owners.

In the case of the plaintiffs in the

owners.

In the case of the plaintiffs in the lower court—the Stevenses and White—the higher court found that their claim was based on a quit claim deed from the Campbell Real Estate company, which had deeded whatever rights remained after the prior deed to the railroad company. The court also disposed of the plaintiffs by finding that none were granters, helts or suc-

# COUNT ACCUSED OF DUAL MURDER

Miclaynaki, a Polish nobleman and a member of the Gorman imperial parliament, was placed on trial here today, charged with killing his wife and her nephew, count Affred Minoralnaki. The two were found dead on December 30 at the country neat of the counters in Pakowy Mokrz, near Gracia.

acty.
The count is charged only with man-

The crime attracted widespread at- the counters and her nephew together.

Count Matthias Brudzewo.

Michynski, a Polish nobleman a member of the German imperial ament, was placed on trial here to charged with killing his wife her nephew, count Afred Maco. The two were found dead on mher 20 at the country seat of counters in Dakowy Mokrz, near its.

Einds Counter Tourshay Claim.

Finds Couple Together, Cinim. The count is charged only with manslaughter, the state's alterney, Dr.
Boefrahr, holding that' the accused
acted without permeditation and almost without permeditation and almost without being aware of what he
was doing. The count voluntarily
waived his parliamentary immunity in
order to permit the trial to take place.

The crime attracted widespread atThe crime attracted widespread at-

## MAXIMO CASTILLO AND HIS AMERICAN GUARDS



-Photo by C. G. Rosher.

## BRYAN ORDER PROMPT INQUIRY

Cabinet Meeting Is Held on Receipt of News that Englishman Has Been Killed; Consul Edwards's Dispatch Merely Announces Death of Ranch Owner, It Is Asserted.

a cabinet conference today ordered an immediate investigation of the killing of W. S. Benton, the Eng-

cabinet meeting at the white house. He declared he had absolutely no de-tails. An official dispatch from consul-T. D. Edwards, at Juarez, merely an-nounced the death of the Englishman. British Ambuasador Heurs News.

Sir Cech Spring-Rice, the British am-hassador, who called on secretary Bryan to ask for information of Benm, also was told of the news. Bonton disappeared in Juarez last uesday and had not been heard from nec. His wife and friends feared he had been executed by Faucho Villa, the "Constitutionalist" leader. Villa denied knowledge of Benton's wheredefiled knowledge of Benton's Where-abouts, but Thursday in a conversa-tion with enquirers Villa intimated that he knew something about the Englishman and added that Benton had threatened him with a revolver. Villa was quoted as expressing profane in-dignation toward an appeal to the British ambassador at Washington.

To Protect English Subjects.
Sir Cecil Spring-Rice asked the state department yesterday to take steps for the protection of British subjects. Mrs. Benton had received an unconfirmed eport that her husband was a prisoner in a Juraes of the protection of the protect n a Juarea jull. He was largely in-erested in mining and had a 100,000 ere ranch in Chihushim.

Brayan Receives Detalls. Later secretary Bryan said he had despatch giving some further in-ormation about the death of Benton at that it did not contain enough acts on which to base an opinion of

In communicating to the British am assador the news of the death of Een ton, secretary of state Bryan added that he has ordered a thorough in-vestigation through American consul Edwards at Juarez and consul Letcher at Chihuahun.

Pending the result of the inquiry there is every disposition on the part of officials to maintain a judicial attitude and await the production of eviluence. lence.

The facts so far developed have been reported to the British foreign office by ambassador Spring-Rice.

W ASHINGTON, D. C. Feb. 30 - that the action of the state department Secretary of state Bryan after had been gratifyingle manufactured.

thorough.
It was pointed out that the American government cannot be held responsible in any sense for Benton's death. While the gliding of W. S. Benton, the Bas-lish ranch owner, at Juarez, Secretary Bryan announced the news of Benton's death as he went into a cabinst meeting at the white house. His declared he had absolutely no de-The alfination of the British in Mexico in precisely the same as that of the Spaniards, whom the United States government has tried to protect in the face of threats of wholesale killings, and for the failure of its efforts it cannot legally be held responsible.

Under normal conditions the British government would look to Gen. Huerta for redress but his authority does not extend into northern Mexico and at present there is no disposition to extend recognition to Villa.

May Order Britons Out.

May Order Britons Out. done after investigation establishes the fact in the Benton case, the understanding is that the one immediate result will be formal warning by the British government to all its subjects n the country naw occupied by the Constitutionalists" to immediately thandon their ranches and places of puniness and repair to places of safety. Such action will be taken on the attitude that Briffsh subjects are not the country controlled. nger safe in the country controled

## "OBEY" REMAINS IN MARRIAGE SERVICE

London, Eng., Fb. 28.—The omission of the word "obey" from the marriage service of the church of England appeared to find considerable support today among the bishops attending the house of convocation of the province of Canterbury, now in session in London

don.

A formal motion to omit the word, of which the bishop of Lincoln had given notice, was withdrawn, however. The bishop gave as his reason that he thought he was unlikely to carry a large majority of the house in favor of the proposed alteration.

MONDAY IS LEGAL HOLIDAY.

The postoffice and federal building Considers C. S. Action Prompt.

It was said at the embassy today to declared a day of rest.

EL PASO, TEXAS, FRIDAY EVENING, FEBRUARY 20, 1914—(12 PAGES TODAY)

WEATHER FORECAST-Unsettled.

ASSOCIATED PRESS LEASED WIRE-Day and Night Reports.

English Citizen Shot in Juarez, After Being Tried by Courtmartial, It Is Declared, on a Charge of Threatening to Kill Villa-Official Confirmation of His Death Is Furnished American Consul by Gen. Villa.

X-GOVERNOR GEORGE CURRY, of New Mexico, will address a mass meeting in Cleveland square this evening at 7:30 on the execution of William Benton in Justez. The this evening at 7:30 on the execution of William Benton in Juarez. The mass meeting has been called by a number of El Paso citizens and Americans and other foreigners who are refugees in the city from El Paso. They feel that the slaughter of foreigners in Mexico has gone long enough without foreign powers intervening and resolutions are being prepared for adoption at the meeeting, to be forwarded to president Wilson and secretary of state

Hand to Hand Encounter. if to draw a revolver. He was arrested, tried by the milliary court, with Maj. Jesus Rodriguez, of Villa's command, as the judge advocate, and was sentenced to be executed. This gentenced to be executed. This gentenced to be executed. This gentenced was carried out Tuesday night following the trial in the after-

The feel that the chapther of foreigness in Mexico has gone long country without foreign powers intervening and Bryan.

What is a strict of the country of the country of the country of the property of the country of

DENVER. Colo., Feb. 20.—The Mountain States Telephone and Telegraph company was held to be an outlaw operating without a legal right to use the streets and alleys of Denver, in a decision handed down by Denver, in a decision handed down by Denver, in the district of the district maying electors. Hand to Rand Encounter.

According to the story told by Villa to friends, Benton went into the head-quarters in Junrez and after some hot words in which Benton is said to have announced that he (Benton) was an good a man as Villa, Benton is alleged to have reached for his hip packet as for the words and the streets and alleged of the days a secondar. He was arrested.